

REMARKS

Claims 1-10, 12-14, 16-21, 23, 24, 26-37 and 41-46 are pending in the present application and stand rejected. In response, Claims 1, 6, 8, 12, 14, 19, 21, 23, 31, 35, and 41 are amended, Claim 3 is cancelled and no claims are added. Reconsideration and withdrawal of the rejections of record are requested in view of such amendments and the following discussion.

I. Claim Objections

The Examiner has objected to Claims 12, 14 and 23 for certain informalities. Applicants hereby amend Claims 12, 14 and 23 in accordance with the Examiner's suggestions. Therefore, Applicants respectfully request that the Examiner withdraw the objections to Claims 12, 14 and 23.

II. Claims Rejected Under 35 U.S.C. §112

The Examiner has rejected Claims 6-8 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention.

In response, Claim 6 is amended to correct the deficiencies identified by the Examiner.

In view of the above, Applicants respectfully request that the Examiner reconsider and withdraw the §112 rejection of Claims 6-8.

III. Claims Rejected Under 35 U.S.C. §103(a)

The Examiner has rejected Claims 1-10, 12-14, 16-21, 23, 24, 26-37 and 41-46 under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 7,194,555 issued to Scibora ("Scibora") and U.S. Application No. 2001/0014910 to Bobo ("Bobo"). Applicants respectfully traverse this rejection.

Regarding Claim 1, Claim 1 recites the following claim features which are neither taught nor suggested by the prior art combination of Scibora in view of Bobo, or the references of record:

1. A computerized method, comprising:
 - receiving one or more files at a storage location from a first device, across a first network of a first type, the received files provided to the first device by a user controlling the first device;
 - providing a file transfer notification to a second device, across a second network of a second type different from the first type, when the one or more files are received at the storage location; and
 - providing a media transfer notification to the second device, across the second network, when a media transfer request initiated by the user from the first device is completed, the requested media transferred files provided to the user from the network storage location in one of a physical, tangible computer readable storage medium and a physical, tangible user-readable medium. (Emphasis added.)

As the Examiner is aware, to establish a *prima facie* obviousness of a claimed invention, all claim limitations must be taught or suggested by the prior art. *In re Royka*, 490 F.2d 981, 180 USPQ 580 (CCPA 1974). Here, the prior art combination of Scibora in view of Bobo fails to teach or suggest all claim limitations of the claimed invention, for example, as characterized by independent Claims 1, 21, 31, and 35.

Scibora is generally directed to a system for compression and remote storage of data, music and video. In contrast with Claim 1, Scibora does not teach or suggest the providing a media transfer notification to the second device, across the second network, when a media transfer request initiated by the user from the first device is completed, as in Claim 1. Scibora does disclose the ability to store compressed content at a central location and retrieval of the compressed content at a remote location (*see* Abstract), however, that is something completely different from providing a media transfer notification to the second device, across the second network, when a media transfer request initiated by the user from the first device is completed, as in Claim 1.

As correctly recognized by the Examiner, Scibora fails to teach or suggest the providing of file transfer notification to a second device across the second network. As a result, the Examiner cites Bobo.

Regarding Bobo, Bobo is generally directed to systems and methods for storing, delivering and managing messages. As taught by Bobo, when a message is received by a Message Storage and Deliver System (MSDS), the received messages may be stored and a customer is notified of the received message. (See p. 4, para. 66 of Bobo.)

In contrast with Claim 1, the combination of Scibora in view of Bobo does not teach or suggest providing a media transfer notification to the second device, across the second network when a media transfer request initiated by the user from the first device is completed, as in Claim 1. Furthermore, we submit that the retrieval of digital content at a remote location from a digital content database through a communications link to a central location, as disclosed by Scibora (see Abstract), fails to teach or suggest a media transfer request initiated by the user from the first device for requested media transferred files from the network storage location, wherein the requested media transferred files are provided to the user from the network storage location in one of a physical, tangible computer readable storage medium and a physical, tangible user readable medium, as in Claim 1.

Hence, no combination of Scibora in view of Bobo could teach or suggest providing a media transfer notification to the second device, across the second network, when a media transfer request initiated by the user from the first device is completed, much less that the requested media transferred files are provided to the user in one of a physical, tangible computer readable storage medium or a physical, tangible user readable medium, as in Claim 1.

For each of the above reasons, therefore, Claim 1 and all claims that depend on Claim 1 are patentable over the cited art. Consequently, Applicants respectfully request that the Examiner reconsider and withdraw the §103(a) rejection of Claims 1-10, 12-14 and 16-20.

Each of Applicants' other independent claims includes limitations similar to those in Claim 1 discussed above. Therefore, all of Applicant's other independent claims, and all claims which depend on them, are also patentable over the cited art, for similar reasons. Therefore, Applicants respectfully request that the Examiner reconsider and withdraw the §103(a) rejection of Claims 21, 23, 24, 26-37 and 41-46.

Dependent Claims

In view of the above remarks, a specific discussion of the dependent claims is considered to be unnecessary. Therefore, Applicant's silence regarding any dependent claim is not to be interpreted as agreement with, or acquiescence to, the rejection of such claim or as waiving any argument regarding that claim.

CONCLUSION

In view of the foregoing, it is believed that all claims now pending (1) are in proper form, (2) are neither obvious nor anticipated by the relied upon art of record, and (3) are in condition for allowance. A Notice of Allowance is earnestly solicited at the earliest possible date. If the Examiner believes that a telephone conference would be useful in moving the application forward to allowance, the Examiner is encouraged to contact the undersigned at (310) 207-3800.

If necessary, the Commissioner is hereby authorized in this, concurrent and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2666 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17, particularly, extension of time fees.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, LLP

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By: 

Joseph Lutz, Reg. No. 43,765

1279 Oakmead Parkway
Sunnyvale, California 94085-4040
Telephone (310) 207-3800
Facsimile (408) 720-8383

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being submitted electronically via EFS Web on the date shown below to the United States Patent and Trademark Office.


Elaine Kwak

9/5/07
Date